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MUNICIPAL ORDINANCES, RULES, AND REGULATIONS PERTAINING TO PUBLIC HEALTH.

LEXINGTON, KY.

Board of Health—Organization, Powers, and Duties. (Ord. 149, July 9, 1913.)

SECTION 1. *Organization.*—1. The mayor of the city of Lexington shall appoint a board of health, subject to the approval of the board of commissioners, under the provisions of section 2059 of the Kentucky Statutes. It shall be the duty of such board to enforce the rules and regulations of the State board of health, and to enforce all ordinances and regulations of the city of Lexington pertaining to the public health within the sanitary limits of the city of Lexington, and to assist in enforcing all of the pure-food laws of the State. The board of health, as it may deem necessary or advisable, shall make recommendations to the board of commissioners in all matters respecting the health and the sanitary conditions of the city of Lexington.

2. The board of health shall have the power and authority to examine into all nuisances, sources of filth, and causes of sickness that shall be found to exist within the corporate limits of the city of Lexington, or within 2 miles of said city limits.

3. The president and two members of said board of health shall act as a committee of public charities, and said committee shall prescribe such rules and regulations as they may deem proper, subject to the approval of the board of commissioners, concerning the admission and care of patients to be maintained by city appropriations in the charitable institutions of the city. And said committee shall require of all institutions receiving city appropriations a monthly report setting out the services rendered to said city patients.

4. The board of health shall elect one of their number as president, who shall preside at all meetings. In the absence of the president, the board shall elect one of their number president pro tem.

5. The board of health shall, within 10 days after the appointment of its members, elect a competent physician, subject to the approval of the board of commissioners, who shall be health officer of the city, and who shall be the executive head and ex officio a member of the board (Kentucky Statutes, sec. 2059).

6. The board shall meet for the transaction of business at least once in each month, and as often as necessary. Special meetings may be called by the president, the health officer, or three members of the board. Four members present shall constitute a quorum.

7. The board of health shall make such orders and regulations as it may deem necessary for its own government, subject to the approval of the board of commissioners, and it shall have the power to discharge any official of the health department and to employ his successor, subject to the approval of the board of commissioners.

8. The president shall appoint such standing committees as the needs may require.

9. The specific duties of the board of health shall be:

- (a) The prevention and abatement or suppression of nuisances.
- (b) Supervision of the collection and disposal of garbage and rubbish, and control of the collection and disposal of night soil.
- (c) Control of contagious and communicable diseases.
- (d) Preservation and classification of vital statistics.
- (e) The supervision of the water and food supply of the city.

10. The city clerk shall act as secretary for the board, and shall keep the minutes of all meetings in a minute book, which shall be preserved as are other records of the city.

SEC. 2. *Personnel*.—1. *The health officer*.—(a) Subject to the approval of the board of commissioners and the board of health, the health officer, as executive head of the board, shall enforce the rules and regulations of the local and State boards of health. He shall direct the work in each branch of the department to the end of securing the best public service. He shall personally visit the market house and private markets, stockyards, slaughterhouses, restaurants, bakeries, etc., to keep in touch with actual conditions, that he may better direct the work of the inspectors. He shall exact a daily report from each official of all work done outside of the office. He shall make special investigations as to the general sanitary conditions, and he shall report in July and January upon such investigations, the same to include housing of the poor, offensive trades, pollutions of streams, and like matters of sanitary interest. He shall institute prosecutions, under direction of the city attorney, for violation of any provision of the sanitary code.

(b) He shall have supervision of the laboratory and office work.

(c) He shall obtain and keep on file monthly reports from the Fayette County Tuberculosis Association within the city, from the crematory contractor or operator, from the medical inspector of schools, from the charity physicians, and he shall embody all reports in his monthly report to the board.

(d) He shall, subject to the approval of the board of commissioners, grant or refuse to grant permits to establish or conduct dairies, restaurants, bakeries, meat shops, or any other business involving the preparation or sale of food.

(e) He shall, whenever it is ascertained that any nuisance or other condition detrimental to the public health exists on any premises or in any building or other place, serve written notice upon the owner, occupant, or other person in charge of such premises, building, or other place to abate or remove said nuisance or condition within a reasonable time, such time to be stated in said notice, and, upon refusal or neglect to obey notice, he shall take such steps as shall be provided in this code to secure the enforcement of the order.

(f) The health officer shall, at the direction of the board of health, subject to the approval of the board of commissioners, revoke any permit from any person who has failed or refused to comply with the requirements of the provisions of the sections relating to the performance of the act for which the permit was issued.

(g) The health officer shall keep and file suitable records of all inspections and analyses provided for in this code.

(h) The health officer shall visit all public wards of the hospitals in the city once in each month, and he shall note in each: Overcrowding, food, cleanliness, ventilation, and attention, and he shall record, report, and file such notes. He shall visit the eruptive (isolation) hospital once in each month, or as often as shall be necessary, and he shall record, report, and file his notes of each visit.

(i) The health officer shall make monthly report to the board of health of all work done by the health department.

(j) The health officer shall perform all other acts necessary to the proper enforcement of the several sections of this code.

2. *The city chemist and bacteriologist*.—(a) The board of health of the city of Lexington is authorized and directed, subject to the approval of the board of commissioners, to select and employ some competent and reputable bacteriologist and chemist, or it may divide the work and select both a bacteriologist and a chemist, and both shall be fully qualified for the bacteriological and chemical examination of pathological and other specimens of disease, and of water, food products, and other products requiring bacteriological and chemical examination in connection with the health work.

3. *Sanitary policemen*.—(a) Sanitary policemen shall be selected by the board, subject to the approval of board of commissioners, from persons duly qualified for such work.

4. *Dairy, meat, and other food inspectors*.—(a) Dairy, meat and other food inspector shall be selected by the board, subject to the approval of the board of commissioners, from persons duly qualified for such work.

5. *The charity physicians*.—(a) In the month of January in each year the board of health shall employ, subject to the approval of the board of commissioners, four physicians to be known as charity physicians. Said employment shall be for the period of one year, or until their successors are appointed and qualify. Said physicians may be removed at any time by the board of health, subject to the approval of the board of commissioners. Vacancies shall be filled as original appointments are made.

(b) The board, subject to the approval of the board of commissioners, may select one or more physicians to attend smallpox cases, the same to be paid out of the epidemic fund.

(c) The charity physicians shall vaccinate against smallpox all indigent persons applying to them for such service. The health officer shall supply the vaccine needed.

(d) It shall be the duty of the city physicians to render medical attention to all charity patients of the city of Lexington other than those in the hospital. All calls for services for such physicians shall be made through the office of the Associated Charities of the city of Lexington, which office will apportion duties for attending city cases as nearly as possible among the four physicians. It shall be the duty of each of said physicians to attend one hour every day at the tubercular dispensary. Said physicians will make reports to the board of health at the end of each month showing the number of patients treated, giving their names, places of residence, kinds of diseases, results of treatment, number of deaths, and any other information that they may deem important.

(e) The charity physicians on visiting patients at their homes for the first time shall note, on a form supplied for this purpose, a brief report on the sanitary surroundings of said patients. And they shall promptly transmit this report, properly filled out, to the health officer.

(f) The charity physicians shall each receive the sum of \$300 per annum for their services, to be paid in monthly installments as city officials are paid.

(g) The Associated Charities is authorized and empowered to purchase the necessary drugs and medicines for the use of charity patients, and issue same to the charity physicians. The accounts for same, not to exceed \$25 per month for each month of the year, when properly approved by the health officer, shall be paid by the city as other city accounts are paid.

6. *The Fayette County Tuberculosis Society*.—(a) The Fayette County Tuberculosis Society shall make monthly reports to the health officer of work done within the city.

7. *The medical inspector of schools*.—(a) The medical inspector of schools shall make monthly reports to the health officer.

Nuisances—Polluted Wells—Privies and Cesspools—Premises—Manure—Common Towels—Feeding Cattle. (Ord. 149, July 9, 1913.)

SEC. 3. *Nuisances*.—Whatever is dangerous to human health, whatever renders the ground, the water, the air, or food a hazard or an injury to human health, and the following specific acts, conditions, and things are, each and all of them, hereby prohibited and made unlawful.

1. The deposit or accumulation of any foul, decaying, or putrescent substance, or other offensive matter, in or upon any lot, street, or highway, or in or upon any public or private place; the overflow of any foul liquids, or the escape of any gases to such an extent that the same, or any one of them, shall become, or be likely to become, haz-